IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80591 of 2026

CNR No. BRHC011147622026

Arising Out of PS. Case No.-48 Year-2026 Thana- Chiraiya District- Saharsa

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Rohit Singh @ Rohit Kumar Son of Upendra Singh Resident of village - Dhanupura (Dhanupra), Ward No.- 10, P.S.- Kanariya, District - Saharsa.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Amarnath Jha, Advocate
For the Opposite Party/s : Mr. Mritunjay Kumar Nirala, APP

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CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY

ORAL ORDER

2 05-11-2026 Heard learned counsel for the petitioner and the learned APP for the State.

2. The petitioner seeks bail in connection with Chiraiya P.S. Case No. 48 of 2026 registered for the offence under Section 30(a) of the Bihar Prohibition and Excise (Amendment) Act, 2018.

3. As per the prosecution case, during patrolling the police intercepted a vehicle and apprehended one person who disclosed his name as Rohit Singh @ Rohit Kumar (the petitioner). On search, five litres of cough syrup was recovered from his conscious possession.

4. Learned counsel for the petitioner submits that the petitioner has falsely been implicated and no such recovery,

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as alleged, has taken place. It has further been submitted that the petitioner has clean antecedent and he is not involved in such kind of trade as alleged by the police. It has lastly been submitted that the petitioner is in custody since 19.08.2026.

5. Learned APP for the State has vehemently opposed the prayer for bail of the petitioner.

6. Considering the fact that the petitioner has clean antecedent and the period of custody he is directed to be released on bail on his furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge Excise II, Saharsa in connection with Chiraiya P.S. Case No. 48 of 2026, subject to the following conditions:

(i) One of the bailors will be a close relative of the petitioner;

(ii) the petitioner will remain present on each and every date fixed by the Court below, if so required by the learned Trial Court;

(iii) in case of absence on two consecutive dates or in violation of the terms of the bail, the bail bonds of the petitioner will liable to be cancelled by the Court concerned;

(iv) the Court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bonds of the petitioner. However, the acceptance of bail bonds in terms of the above mentioned order

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shall not be delayed for purpose of the same on in the name of verification.

(v) the petitioner is refrained from meeting with the victim or her family members and does not try to influence them.

7. It is made clear that the observations, if any, made in this order, shall be of no bearing during the trial.

(Sourendra Pandey, J)

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